

1982 WL 189255 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 16, 1982

*1 C. Diane Smock, Esquire
Attorney at Law
Post Office Box 10084
Greenville, South Carolina 29603

Dear Ms. Smock:

In response to your recent request regarding whether or not the South Carolina Appalachian Regional Computer Commission can amend its by-laws to allow a private, non-profit agency to become a member of the Commission, I agree with your conclusion that it cannot so amend its by-laws. [Section 6-1-20, CODE OF LAWS OF SOUTH CAROLINA](#), 1976, as amended, authorizes local governments to enter into contractual agreements 'with each other' in order to provide joint public facilities and services.

While my opinion is that the Commission can contract with public and private agencies (including 'private sector' agencies) to provide data processing services to its membership, I do not believe that it is authorized to provide those services to non-member users which are not public agencies, as the by-laws presently appear to permit.

With kind regards,

Karen LeCraft Henderson
Deputy Attorney General

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